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 RAYMOND J. DIAZ\*†  
 JONATHAN J. BROOME, JR.  
 JOHN F. BOLAND\*  
 MICHAEL L. O'REILLY  
 HENRY F. BRANDENSTEIN, JR.\*  
 ROBERT E. SCULLY, JR.\*†  
 JUAN R. CARDENAS  
 ANDREW B. GOLKOW\*  
 WILLIAM P. DALY, JR.  
 PETER S. PHILBIN†

COUNSELLORS AT LAW  
 8133 LEESBURG PIKE, NINTH FLOOR  
 TYSONS CORNER  
 VIENNA, VIRGINIA 22182  
 TELEPHONE (703) 790-1971  
 FAX: (703) 848-2530

DISTRICT OF COLUMBIA OFFICE  
 1377 K STREET NW, SUITE 833  
 WASHINGTON, D.C. 20005  
 TELEPHONE (202) 462-187

RAYMOND A. CERESA\*\*  
 SUEAN RICHARDS SALEN  
 PATRICK M. VIA  
 RICHARD M. WARE, JR.†  
 JOSEPH F. JACKSON  
 KELI COLBY  
 PAUL J. MILLERT  
 MITCHELL N. ROTH†  
 JOANNA L. SCHINDLER\*  
 JAMES M. REES (1941-1986)

July 30, 1996

\*ALSO ADMITTED IN THE DISTRICT OF COLUMBIA  
 †ALSO ADMITTED IN MARYLAND

William F. Caton  
 Acting Secretary  
 Federal Communications Commission  
 1919 M Street, NW Room 222  
 Washington, D.C. 20554

Re: In the matter of: Preemption of Local Zoning  
 Regulation of Satellite Earth Stations, IB Docket  
No. 95-59, DA91-57, 45-DDS-MISC-93, FCC 96-78,  
Further Notice of Proposed Rule Making

In the matter of: Implementation of Section 207  
 of the Telecommunications Act of 1996  
 Restrictions on Over the Air Reception Devices:  
 Television, Broadcast, and Multi-channel, Multi-  
 point Distribution Services: CS Docket No. 96-  
 83, FCC 96-151, Notice of Proposed Rule Making

Dear Mr. Caton:

On behalf of Kingstowne Residential Owners Corporation located in Kingstowne, Virginia, I, along with the president of Kingstowne, Kathleen Snyder, and its community manager, Mary Coscarelli, met with John P. Stern, Senior Legal Advisor and Ken Johnson, Legislative Assistant, to discuss the adverse implications that the above referenced proposed rules would have upon Kingstowne and other community associations. The meeting was arranged and held at the offices of Congressman James Moran.

At this time, Kingstowne wishes to restate its position on these proposed rules as stated in its letter to the FCC of June 5, a copy of which is attached

Further, I respectfully request the FCC to consider the following modifications to the proposed rule concerning satellite dishes:

No restrictive covenant, encumbrance, homeowners association rule or other non-governmental restriction

REES, BROOME & DIAZ P C

William F. Caton  
July 30, 1996  
Page 2

shall be enforceable to the extent that it substantially prevents a property owner's ability to receive video programming services over a satellite antenna less than one meter in diameter located on the individual property owner's property; provided, however, that a homeowner's association may regulate the location of such satellite antennas to protect the aesthetics of the community or the safety of its residents.

On behalf of Kingstowne, we wish to thank Mr. Stern and Mr. Johnson for hearing and reviewing the concerns of Kingstowne and other community associations with respect to the above referenced rules.

Very truly yours,

REES, BROOME & DIAZ, P.C.

By:

  
Juan R. Cardenas

JRC:spg

Enclosure

cc: John P. Stern, Senior Legal Advisor  
Ken Johnson, Legislative Assistant  
Kathleen Snyder, President  
Congressman James Moran

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**REES, BROOME & DIAZ, P.C.  
FAX TRANSMITTAL MEMO  
FAX NO. (703) 790-5249**

**DATE:** August 1, 1996 **TIME:** 4:00  
**TO:** William F. Caton, Acting Secretary  
**FROM:** Juan R. Cardenas  
**FAX NUMBER:** (202) 418-2813

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IF ANY DIFFICULTY IS EXPERIENCED WITH THIS  
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